PTO/SB/21 (02-04)
Approved for use through 07/31/2006, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

With	Application Number	10/795,839 10 795 830				
TRANSMITTAL	Filing Date	March 8, 2004				
FORM	First Named Inventor	James E. Grimm				
(to be used for all correspondence after initial filing	Art Unit	3732				
, , ,	Examiner Name	Unknown				
	Attorney Docket Number					
Total Number of Pages in This Submission						
ENCLOSURES (Check all that apply)						
Certified Copy of Priority Document(s) ' Response to Missing Parts/ Incomplete Application	Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Addre Terminal Disclaimer Request for Refund CD, Number of CD(s) Remarks PTO-1449 European Search Report Foreign References Return Receipt Postcard	After Allowance communication to Technology Center (TC) Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify below):				
Response to Missing Parts under 37 CFR 1.52 or 1.53						
SIGNATU	RE OF APPLICANT, ATTORNE	EY, OR AGENT				
Firm or Individual name Signature Date Jonathan D. Feuchtwang, Reg. No. 41,017 Zimmer Technology, Inc. August 25, 2005						
CERTIFICATE OF TRANSMISSION/MAILING						
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.						
Typed or printed name DeniseMoani Nelson						
Signature Kinese D	Joan Telson	Date August 25, 2005				
	/					

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Grimm et al

Serial No.:

10/795,830

Filed:

March 8, 2004

For:

NAVIGATED ORTHOPAEDIC

GUIDE AND METHOD

Art Unit:

3732

Examiner:

Unknown

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August 25, 2005

Date

Attorney for Applicants Registration No. 41,017

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This IDS is submitted under 37 C.F.R. §1.97(c), after the C.F.R. §1.97(b) time period, but before the mail date of a Final Office Action or a Notice of Allowance (whichever occurs first), with either:

- (a) a statement under 37 C.F.R. §1.97(e); or
- (b) the \$180.00 fee under 37 C.F.R. §1.17(p).

Applicant(s) submit herewith Form PTO-1449 (Information Disclosure Citation) together with copies of patents, publications or other information of which applicant n(s) are aware, which applicant(s) believe may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 C.F.R. §1.56. Applicant(s) respectfully submit that the citation of any reference on Form PTO-1449 does not constitute an admission that the reference qualifies as prior art.

It is requested that the information disclosed on the enclosed Form PTO-1449 be made of record in this application.

- (X) Statement Under 37 C.F.R. §1.97(e):
 - (X) The enclosed references were cited in a Communication issued by the European Patent Office (copy enclosed). Applicant(s) hereby certify(ies) that each item of information cited on the enclosed Form PTO-1449 was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement.
 - () Applicant(s) hereby certify(ies) that no item of information cited on the enclosed Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing below after making reasonable inquiry, no item of information cited on the enclosed Form PTO-1449 was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
- () Enclosed is a check for \$180.00 to cover the fee as set forth in 37 C.F.R. § 1.17(p).

The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §§1.16-1.17, or to credit any overpayment, to Deposit Account No. 50-2779. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

ZIMMER TECHNOLOGY, INC.

150 North Wacker Drive – Suite 1825

Chicago, Illinois 60606

Telephone: (312) 372-2859 Facsimile: (312) 372-2906 Customer No. 37235

Ву

Jonathan D. Feuchtwang, Reg. No. 41, 017

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Grimm et al

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August 25, 2005

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Autorney for Applicants Registration No. 41,017

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Respectfully submitted,

150 North Wacker Drive - Suite 1825

Chicago, Illinois 60606

Telephone: (312) 372-2859 Facsimile: (312) 372-2906

Customer No. 37235

ZIMMER TECHNOLOGY, INC.

Jonathan D. Feuchtwang, Reg. No. 41, 017



PTO/SB/08A (08-03)

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Substitute for form 1449/PTO

Sheet 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

 Complete if Known

 Application Number
 10/795,830

 Filing Date
 March 8, 2004

 First Named Inventor
 James E. Grimm

 Art Unit
 3732

 Examiner Name
 Unknown

 Attorney Docket Number
 ZM0618

				DOCUMENTS	
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (# known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		^{US-} 2002/068942 A1	06/06/02	Neubauer et al	See Report
		^{US-} 2002/198531 A1	12/26/02	Millard et al	See Report
		^{US-} 2003/220689 A1	11/27/03	Ritland et al	See Report
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Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ "Number ⁴ "Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T
		DE 102 07 035 A1	09/04/03	Aesculap AG & C	See Report	
		EP1 302 167 A	04/16/03	Howmedica	See Report	
		WO 97/29710 A	08/21/97	Bionsense, Inc.	See Report	
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Examiner	Date	
Signature	Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optionat). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

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